

Sec. 2. Section 96.13, subsection 3, paragraph a, unnumbered paragraph 1, Code 1985, is amended to read as follows:

There is created in the state treasury a special fund to be known as the special employment security contingency fund. All interest, fines, and penalties, regardless of when they become payable, collected from employers under section 96.14 shall be paid into the fund. The moneys shall not be expended or available for expenditure in any manner which would permit their substitution for federal funds which would in the absence of the moneys be available to finance expenditures for the administration of the employment security law. However, the moneys may be used as a revolving fund to cover expenditures for which federal funds have been duly requested but not yet received, subject to the charging of the expenditures against the funds when received. The moneys may be used for the payment of costs of administration which are found not to have been properly and validly chargeable against federal grants or other funds, received for or in the employment security administration fund. The moneys in the fund are specifically made available to replace, within a reasonable time, any moneys received by this state in the form of grants from the federal government for administrative expenses which because of any action or contingency have been expended for purposes other than, or in excess of, those necessary for the proper administration of the employment security law. All moneys in the fund shall be deposited, administered, and disbursed in the same manner and under the same conditions and requirements as are provided by law for other special funds in the state treasury. ~~However, interest~~ Interest earned upon moneys in the fund shall be deposited in and credited to the ~~temporary emergency surcharge fund created under section 96.7, subsection 15.~~

Sec. 3. Section 2 of this Act is not effective until the treasurer of state has transferred all moneys, including accrued interest, in the temporary emergency surcharge fund to the unemployment compensation fund as provided in section 1 of this Act.

Approved May 22, 1986

CHAPTER 1210
OVERSIZED VEHICLE MOVEMENT
S.F. 2296

AN ACT relating to the movement of vehicles of excessive size and weight.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 321.1, subsection 43, unnumbered paragraphs 1 and 4, Code Supplement 1985, are amended to read as follows:

"Chauffeur" means a person who operates a motor vehicle, including a school bus, in the transportation of persons for wages, compensation or hire, or a person who operates a truck tractor, road tractor or any motor truck which is required to be registered at a gross weight classification exceeding five tons, or any such motor vehicle exempt from registration which would be within the gross weight classification if not so exempt. A person is not a chauffeur when the operation of the motor vehicle, other than a truck tractor, by the owner or operator is occasional and merely incidental to the owner or operator's principal business.

Subject to section 321.179, a farmer or the farmer's hired help is not a chauffeur when operating a truck, other than a truck tractor, owned by the farmer and used exclusively in connection with the transportation of the farmer's own products or property.

Sec. 2. Section 321.1, subsection 71, Code 1985, is amended to read as follows:

71. A "special truck" means a motor truck or truck tractor not used for hire with a gross weight registration of six through twenty thirty-two tons used by a person engaged in farming

to transport commodities produced only by the owner, or to transport commodities purchased by the owner for use in the owner's own farming operation or occasional use for charitable purposes. "Special truck" also means a truck tractor which is modified by removal of a fifth wheel and carries the full load on the motor truck and which by reason of its conversion becomes a motor truck. A "special truck" does not include a truck tractor operated more than seventy-five hundred miles annually.

Sec. 3. Section 321.121, Code 1985, is amended to read as follows:

321.121 SPECIAL TRUCKS FOR FARM USE.

The registration fee for a special truck shall be eighty dollars for a gross weight of six tons, one hundred dollars for a gross weight of seven tons, one hundred twenty dollars for a gross weight of eight tons, and in addition, fifteen dollars for each ton over eight tons and not exceeding eighteen tons. The registration fee for a special truck with a gross weight registration exceeding eighteen tons but not exceeding nineteen tons shall be three hundred twenty-five dollars and for a gross weight registration exceeding nineteen tons but not exceeding twenty tons the registration fee shall be three hundred seventy-five dollars. ~~Any~~ The additional registration fee for a special truck for a gross weight registration in excess of twenty tons is twenty-five dollars for each ton over twenty tons and not exceeding thirty-two tons.

PARAGRAPH DIVIDED. A person convicted of or found by audit to be using a truck motor vehicle registered as a special truck for any purpose other than permitted by section 321.1, subsection 71, shall, in addition to any other penalty imposed by law, be required to pay regular motor truck vehicle registration fees upon such truck motor vehicle.

Sec. 4. Section 321.122, subsection 1, unnumbered paragraph 1, Code 1985, is amended to read as follows:

1. The annual registration fee for truck tractors, road tractors, and motor trucks, except motor trucks registered as special trucks, shall be based on the combined gross weight of the vehicle or combination of vehicles. All trucks, truck tractors, or road tractors shall be registered for a gross weight equal to or in excess of the unladen weight of the vehicle or combination of vehicles. The annual registration fee for such vehicles or combination of vehicles, except special trucks, shall be:

Sec. 5. Section 321.437, Code 1985, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. Notwithstanding this chapter or chapter 321E, a combination of vehicles coupled together which is used exclusively for the transportation of passenger vehicles, light delivery trucks, panel delivery trucks, pickups, boats, and recreational chassis, may permanently attach a convex-type mirror on either or both of the vertical supports, forward of the steering axle of the power unit, provided that the mirror shall not extend beyond the limit of any other rearview mirror on the vehicle.

Sec. 6. Section 321.453, Code 1985, is amended to read as follows:

321.453 EXCEPTIONS.

The provisions of this chapter governing size, weight, and load do not apply to fire apparatus, to road maintenance equipment owned by or under lease to any state or local authority, or to implements of husbandry temporarily moved upon a highway, or to implements moved between the retail seller and a farm purchaser within a fifty mile radius from the retail seller's place of business, or to indivisible implements of husbandry temporarily moved between the place of manufacture and a retail seller or a farm purchaser, or implements received and moved by a retail seller of implements of husbandry in exchange for an implement purchased, except on any part of the interstate highway system, or to a vehicle operating under the terms of a special permit issued as provided in chapter 321E.

Sec. 7. Section 321E.2, Code 1985, is amended to read as follows:

321E.2 PRIMARY ROAD EXTENSIONS PERMIT-ISSUING AUTHORITIES.

Annual permits and single-trip permits shall be issued by the authority responsible for the maintenance of such the system of highways or streets except that. However, the department shall have authority to may issue permits on primary road extensions in cities in conjunction with movements on the rural primary road system. The department may issue an all-system permit under section 321E.8 which is valid for movements on all highways or streets under the jurisdiction of either the state or those local authorities which have indicated in writing to the department those streets or highways for which an all-system permit is not valid.

Sec. 8. Section 321E.14, Code 1985, is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. The annual fee for an all-system permit is two hundred fifty dollars which shall be deposited in the road use tax fund.

Approved May 22, 1986

CHAPTER 1211

LIABILITY AND LIABILITY INSURANCE

S.F. 2265

AN ACT relating to liability and liability insurance, providing penalties, and providing for publication and effective dates.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 18.164, subsection 2, unnumbered paragraph 1, Code 1985, is amended to read as follows:

The division may shall develop programs for the management of loss and loss exposures of governmental subdivisions which may include, but shall not be limited to, the following:

Sec. 2. Section 18.164, Code 1985, is amended by adding the following new subsections:

NEW SUBSECTION. 3. The division shall develop and implement a market assistance program to facilitate, arrange, or provide for the acquisition of insurance coverage for all public entities deemed to be essential to the public welfare and for which it is determined that present coverage is unavailable, unreasonable, or unacceptable.

NEW SUBSECTION. 4. The division shall provide technical advice and assistance, upon request, to governmental subdivisions and public and private entities identified under subsection 3 seeking to utilize alternative financing methods to develop a stable pool of funds with which to insure and reinsure risk exposures, including administrative and personnel support for entities seeking to utilize state financing, or combination financing under chapter 28E.

Sec. 3. Section 18.165, subsection 1, paragraph b, Code 1985, is amended to read as follows:

b. Bonding of state employees shall be re-evaluated, and uniform standards shall be adopted for the purchase of all fidelity bonds recommended for state employees. To the extent possible, all bonded state employees shall be covered under one or more blanket bonds or position schedule bonds. In carrying out the requirements of section 64.6, the state may purchase an individual or a blanket surety bond insuring the fidelity of state officers subject to the minimum surety bond requirements of section 64.6. A state officer listed in section 64.6 is deemed to have furnished surety if the officer is covered by a blanket bond purchased as provided in this paragraph. The risk management division may self-assume or self-insure fidelity exposures for state officials and employees. A state official is deemed to have furnished surety if the official has been covered by any program of insurance or self-insurance established by the risk management division.